

08/586427

Request for File Wrapper Continuing Application Under 37 C.F.R. 1.62

Docket No. 01994-0028	Anticipated Classification of this Application	Prior Application Examiner	Art Unit
	Class: Subclass:	Julie K. Staples	1813

Address to:

Assistant Commissioner of Patents & Trademarks
Box FWC
Washington, DC 20231

This is a Request for filing a ☐ continuation-in-part ☒ continuation ☐ divisional application under 37 CFR 1.62 of prior application Application No. 08/215,030 filed on March 18, 1994, entitled COMPOSITION AND METHOD FOR REDUCING TOXICITY OF BIOLOGICALLY-ACTIVE FACTORS by the following named inventor(s):

Full Name of Inventor	Family Name Tamarkin	First Given Name Lawrence	Second Given Name
Residence & Citizenship	City Rockville	State or Foreign Country Maryland 20854	Country of Citizenship United States of America
Post Office Address	Post Office Address	City	State & Zip Code/Country
Full Name of Inventor	Family Name Paciotti	First Given Name Giulio	Second Given Name Franco
Residence & Citizenship	City Baltimore	State or Foreign Country Maryland 21227	Country of Citizenship United States of America
Post Office Address	Post Office Address	City	State & Zip Code/Country

☐ See Addendum for other Joint Inventor(s).

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

- ☐ Enter the amendment previously filed on _____ under 37 CFR 1.116 but unentered in the prior application.
- ☐ A preliminary amendment is enclosed.

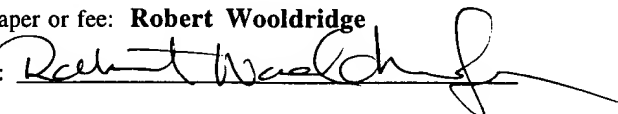
Express Mail mailing label number TB844542633US

Date of Deposit: January 16, 1996

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents & Trademarks, Washington, DC 20231.

Typed or printed name of person mailing paper or fee: Robert Wooldridge

Signature of person mailing paper or fee:



3. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2.

				OTHER THAN SMALL ENTITY		
		SMALL ENTITY		SMALL ENTITY		
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$375		\$750
TOTAL CLAIMS	22 - 20 =	2	x11 =	22	x22 =	
INDEP. CLAIMS	4- 3 =	1	x39 =	39	x78 =	
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED			+125 =		+250 =	
			TOTAL	\$ 436	TOTAL	

4. ☒ A check in the amount of **\$375.00** to cover the filing fee is enclosed.
5. ☒ Please charge the fee of **\$61.00** to cover the additional claims fee to Deposit Account 10-1215.
6. ☒ Please charge any additional fees, or credit any overpayment, to Deposit Account 10-1215. A duplicate copy of this sheet is attached.
7. ☐ A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.
8. ☒ Amend the specification by inserting before the first line the sentence: --This is a ☐ continuation-in-part ☒ continuation ☐ division of Application No. 08/215,030 filed March 18, 1994.--
9. ☒ A verified statement claiming small entity status is ☒ of record in the parent application, ☐ submitted herewith.
10. ☐ Priority of application Serial No. _____ filed on _____ in [country] _____ is claimed under 35 USC 119.
11. ☒ The prior application is assigned of record to **Assay Research, Inc.**
12. ☒ **POWER OF ATTORNEY:** Power of Attorney in the prior application is to: Anthony B. Askew - 24,154; R Frost - 22,176; Jeffrey E. Young - 28,490; Robert E. Richards - 29,105; John R. Harris - 30,388; Stephen M. Schaetzel - 31,418; A Anderson - 29,886; Larry A. Roberts - 31,871; Thomas A. Hodge, - 22,602; Charles L. Warner II - 32,320; Gregory T. Gronholm - Dale Lischer - 28,438; Peter G. Pappas - 33,205; James Dean Johnson - 31,771; Nora M. Tocups - 35,717; W. Scott Petty - 35,645; D Warren - 34,272; Daiva K. Tautvydas - 36,077; Larry W. Stults - 34,025; Hubert J. Barnhardt III - 36,739; Roger D. Wylie - 36,974; L. Carron - 37,110; Leona G. Young - 37,266; E. Chris Cherry - 37,594.
13. ☒ Also enclosed: A "PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136" is being filed simultaneously herewith (January 16, 1996) in the parent application Serial No. 08/215,030, filed March 18, 1994.

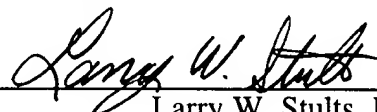
Address all future correspondence to: Larry W. Stults, Ph.D.
JONES & ASKEW
37th Floor
191 Peachtree Street, N.E.
Atlanta, Georgia 30303-1769
404/818-3700

It is understood that secrecy under 35 U.S.C. 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all other applications in the same file wrapper.

ATTORNEY OF RECORD

Date: **January 16, 1996**

JONES & ASKEW

By: 
Larry W. Stults, Ph.D.

Reg. No. 34,025

Please stamp with date of receipt & return to addressee.

INVENTOR: LAWRENCE TAMARKIN ET AL.

SERIAL NO. FILED CONCURRENTLY HEREWITH

TITLE: COMPOSITION AND METHOD FOR REDUCING
TOXICITY OF BIOLOGICALLY-ACTIVE FACTORS

PAPER SUBMITTED:

Request for File Wrapper Continuing Application Undr 37 C.F.R.
1.62; Ck. -\$375.00

SENDER: LWS:cns
DATE SENT: 01/16/96
OUR FILE: 01994-0022

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